

REMARKS/ARGUMENTS

Favorable consideration of this application, as presently amended and in light of the following discussion, is respectfully requested.

Claims 1-7 are pending, with Claims 1, 6 and 7 amended and Claims 8-10 cancelled by the present amendment.

In the outstanding Office Action, Claims 1, 6, and 7 were rejected under 35 U.S.C. § 102(e) as anticipated by Katz (U.S. Patent Publication No. 2001/0024173); Claim 2 was rejected under 35 U.S.C. § 103(a) as unpatentable over Katz in view of Drews et al. (U.S. Patent Publication No. 2000/0202494, hereafter Drews); Claims 3 and 4 were rejected under 35 U.S.C. § 103(a) as unpatentable over Katz in view of Hottinen et al. (U.S. Patent Publication No. 2002/0012380, hereafter Hottinen); and Claim 5 was rejected under 35 U.S.C. § 103(a) as unpatentable over Katz in view of Bruckert et al. (U.S. Pat. No. 6,023,615, hereafter Bruckert). Claims 8-10 were indicated as containing allowable subject matter.

Applicants acknowledge with appreciation the indication of allowable subject matter.

Applicants request an acknowledgement of the IDS filed on August 21, 2003.

Applicants acknowledge with appreciation the personal interview between Applicants' representative and the Examiner on December 20, 2005. During the interview, Claim 1, the specification and figures, and paragraph [0071] of Katz were compared. The Examiner indicated that amending the independent claims to clarify that the omnidirectional and direction antennas were different antennas, and to clarify that the antenna controller was configured to determine, based on stored mobile station design parameters, whether or not the mobile station is configured to receive a directional beam, would distinguish the invention from Katz and the remaining applied references.

Claims 1, 6 and 7 are amended to recite the features indicated as allowable from Claims 8, 9 and 10, respectively. No new matter is added.

Accordingly, in view of the present amendment and in light of the previous discussion, Applicants respectfully submit that the present application is in condition for allowance and respectfully request an early and favorable action to that effect.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Customer Number
22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 06/04)

Bradley D. Lytle
Attorney of Record
Registration No. 40,073

Michael E. Monaco
Registration No. 52,041

BDL:MM\dt
I:\ATTY\MM\241754US-AM.DOC